



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Caster et al. Docket No.: IR-2588(ET)(CIP2)
Serial No.: 09/975,761 Group Art Unit: 1773
Filed: Oct. 11, 2001 Examiner: G. L. Knable

For: "Contact Metathesis Polymerization"

DECLARATION UNDER 37 CFR 1.130

Assistant Commissioner of Patents
Washington, DC 20231

Dear Sir:

The purpose of the following declaration pursuant to 37 CFR 1.130 is to overcome rejections under 35 U.S.C. §§ 102(e) and 103(a) by disqualifying US 2002/0053379 as prior art against pending application serial number 09/976,671 by way of (1) showing of common ownership established on record and (2) declaring that the inventor named in the above captioned application serial no. 09/975,761 is the prior inventor of US 2002/0053379 under 35 U.S.C. §104.

I, the undersigned, Gerald M. Estes, an authorized signatory on behalf of Lord Corporation declare the following:

- (1) that Lord Corporation is the owner of pending App. No. 09/975,761 listed above, by assignment from the inventor(s) recorded on Oct. 11, 2001 in the U.S. Patent Office on reel no. 012260 and frame number 0323, and have not assigned said patent to any other person;

- (2) that Lord Corporation is the owner of the patent published as US 2002/0053379 by assignment from the inventors, as recorded in the U.S. Patent

Office April 12, 1999 on reel No. 9888 and frame No. 0838, and have not assigned said patent to any other person;

(3) that the inventor, Kenneth C. Caster, inventor of pending serial number 09/975,761 is the prior inventor under 35 U.S.C. §104 of the subject matter published in 2002/0053379.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Signed: Gerald M. Estes

Gerald M. Estes, Vice President
Authorized signatory for Lord Corporation

Dated: September 27, 2004